IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
WRIT PETITION NO. 2020 (SS) OF 2005

Mr. Vijay Singh Bisht,
Aged about 50 years,
S/o late Sri Kripal Singh,
R/o Project Division Uttaranchal Pay Jal Nigam,
Chamba, District- Tehri Garhwal. .....Petitioner.

Versus

1. Uttaranchal Pey Jal Nigam, through its Managing Director Dehradun, Uttaranchal.
2. The Managing Director, Uttaranchal Sansadhan Vikas and Nirman Nigam, Dehradun, Uttaranchal.
3. Chief Engineer, Head Office, Uttaranchal Pey Jal Nigam, Dehradun. .....Respondents.

23.12.2005

Hon'ble Rajesh Tandon, J.

Heard Sir S.S. Chauhan, learned counsel for the petitioner and Sri D.S. Patni, learned counsel for the respondent.

Both the parties have agreed that let the matter be finally disposed of at the admission stage.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing and commanding the respondents to regularize the service of the petitioner on the promotional post of R.G.C. w.e.f. 1996 and pay him selection grade along with other consequential benefits.

Briefly stated, according to the petitioner, in the year 1983 he was appointed as Peon at First Noida Division, U.P. Jal Nigam, Noida.

Subsequently, on 17.08.1996, petitioner was promoted on the post of R.G.C. on adhoc basis being the senior most class-IV employee and due to the crisis of employees.

On 19.08.1996, petitioner was relieved from Project Division, Chamba to join at Project Division U.P. Jal Nigam, Deoprayag on 19.08.1996 and consequently petitioner has joined at Project Division U.P. Jal Nigam, Deoprayag.

Learned counsel for the petitioner has submitted that the petitioner is continuously working on the post of R.G.C. and getting the scale and increment of the post. Thereafter on 24.05.2000, petitioner was transferred to Project Division, Deoprayag to Construction Division, New Tehri and further on 11.07.2001 petitioner was transferred to Executive Engineer, Project Division, U.P. Jal Nigam, Chamba.

Vide letter dated 05.09.2005, the work was distributed amongst the clerks.

The petitioner sent his representation on 26.10.2004 regarding his regularization on the post of R.G.C. and to pay him selection grade since he has completed 8 years of regular service.

The petitioner has confined his prayer for the representation to be decided, which was made on 26th October, 2004 alone.

Without entering into the controversy, the respondents are directed decide the representation filed by the petitioner on 26.10.2004 within a period of six weeks from the date of production of the certified copy of the order.

In view of the above, Writ Petition is disposed of at the admission stage. No order as to costs.

(Rajesh Tandon, J.)

23.12.2005
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